



04-07-04

1684
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AMENDMENT TRANSMITTAL LETTER

Docket No.
01946/100D864-US1Application No.
09/762,067-Conf. #7883Filing Date
August 3, 2001Examiner
Audet, Maury A.Art Unit
165441
O I P E
APR 05 2004
PATENT & TRADEMARK OFFICE
Applicant(s): Gschneidner et al.

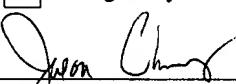
Invention: COMPOUNDS AND COMPOSITIONS FOR DELIVERING ACTIVE AGENTS

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	85	- 20 =	65	x 18.00	1170.00
Independent Claims	1	- 3 =	0	x	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify): Extension for response within fifth month					2,010.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:					3,180.00

 Large Entity Small Entity No additional fee is required for this amendment. Please charge Deposit Account No. _____ in the amount of \$ _____.
A duplicate copy of this sheet is enclosed. A check in the amount of \$ 3,180.00 to cover the filing fee is enclosed. Payment by credit card. Form PTO-2038 is attached. The Director is hereby authorized to charge and credit Deposit Account No. 04-0100
as described below. A duplicate copy of this sheet is enclosed. Credit any overpayment. Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.

Jason C. Chumney
Attorney Reg. No.: 54,781

Dated: April 5, 2004

DARBY & DARBY P.C.
P.O. Box 5257
New York, New York 10150-5257
(212) 527-7783

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

APR 05 2004

O I P E
JC173ALL DATED APR 07, 2004
PATENT & TRADEMARK OFFICE
O I P E
TRANSMITTAL
for FY 2004

Effective 10/01/2003, Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 3,180.00)

Complete if Known

Application Number	09/762,067-Conf. #7883
Filing Date	August 3, 2001
First Named Inventor	Gschneidner et al.
Examiner Name	Audet, Maury A.
Art Unit	1654
Attorney Docket No.	01946/100D864-US1

METHOD OF PAYMENT (check all that apply)

<input checked="" type="checkbox"/> Check	<input type="checkbox"/> Credit Card	<input type="checkbox"/> Money Order	<input type="checkbox"/> Other	<input type="checkbox"/> None
Deposit Account:				

Deposit Account Number 04-0100

Deposit Account Name Darby & Darby P.C.

The Director is authorized to: (check all that apply)

Charge fee(s) indicated below Credit any overpayments

Charge any additional fee(s) or any underpayment of fee(s)

Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code (\$)	Fee Description
1051	130	2051	65 Surcharge – late filing fee or oath
1052	50	2052	25 Surcharge – late provisional filing fee or cover sheet.
1053	130	1053	130 Non-English specification
1812	2,520	1812	2,520 For filing a request for ex parte reexamination
1804	920*	1804	920* Requesting publication of SIR prior to Examiner action
1805	1,840*	1805	1,840* Requesting publication of SIR after Examiner action
1251	110	2251	55 Extension for reply within first month
1252	420	2252	210 Extension for reply within second month
1253	950	2253	475 Extension for reply within third month
1254	1,480	2254	740 Extension for reply within fourth month
1255	2,010	2255	1,005 Extension for reply within fifth month
1401	330	2401	165 Notice of Appeal
1402	330	2402	165 Filing a brief in support of an appeal
1403	290	2403	145 Request for oral hearing
1451	1,510	1451	1,510 Petition to institute a public use proceeding
1452	110	2452	55 Petition to revive – unavoidable
1453	1,330	2453	665 Petition to revive - unintentional
1501	1,330	2501	665 Utility issue fee (or reissue)
1502	480	2502	240 Design issue fee
1503	640	2503	320 Plant issue fee
1460	130	1460	130 Petitions to the Commissioner
1807	50	1807	50 Processing fee under 37 CFR 1.17(q)
1806	180	1806	180 Submission of Information Disclosure Stmt
8021	40	8021	40 Recording each patent assignment per property (times number of properties)
1809	770	2809	385 Filing a submission after final rejection (37 CFR 1.129(a))
1810	770	2810	385 For each additional invention to be examined (37 CFR 1.129(b))
1801	770	2801	385 Request for Continued Examination (RCE)
1802	900	1802	900 Request for expedited examination of a design application
Other fee (specify) _____			

SUBTOTAL (1) (\$ 0.00)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Extra Claims	Fee from below	Fee Paid
Total Claims 85	-20** = 65 x 18 = 1170.00	
Independent Claims 1	-3** = _____ x _____ = _____	
Multiple Dependent	_____ = _____	

Large Entity Small Entity

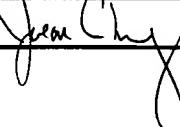
Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
1202	18	2202	9	Claims in excess of 20
1201	86	2201	43	Independent claims in excess of 3
1203	290	2203	145	Multiple dependent claim, if not paid
1204	86	2204	43	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

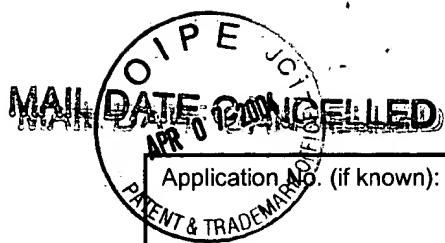
SUBTOTAL (2) (\$ 1170.00)

** or number previously paid, if greater; For Reissues, see above

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 2,010.00)

SUBMITTED BY		(Complete if applicable)		
Name (Print/Type)	Jason C. Chumney	Registration No. (Attorney/Agent)	54,781	Telephone (212) 527-7765
Signature		Date	April 5, 2004	



MAIL DATE CANCELLED

Application No. (if known): 09/762/067

Attorney Docket No.: 01946/100D864-US1

Certificate of Express Mailing Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Airbill No. EL 983947987 US in an envelope addressed to:

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

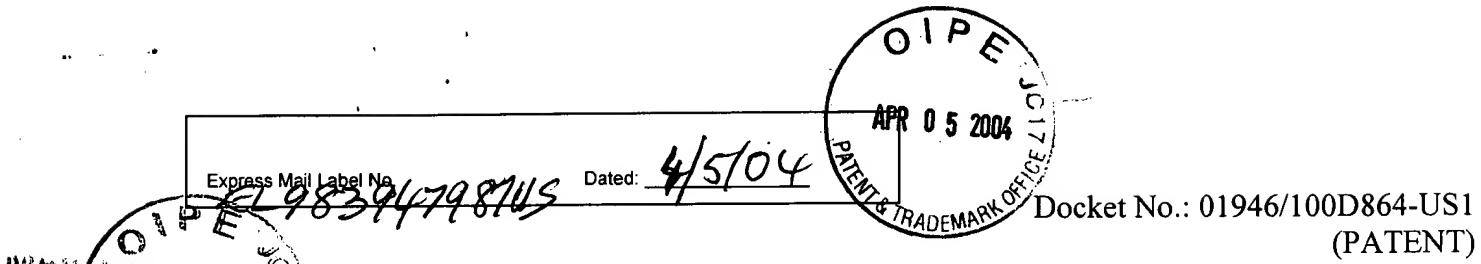
on April 5, 2004
Date

Signature

JASON CHUMLEY
Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Five Month Request for Extension of Time Under 37 CFR 1.136(a) (1 page)
Response to Restriction Requirement (13 pages)
Amendment Transmittal (1 page)
Fee Transmittal (1 page)
Check in the amount of \$3,180.00
Postcard



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application of:
David Gschneidner

Application No.: 09/762,067

Confirmation No.: 7883

Filed: August 3, 2001

Art Unit: 1654

For: COMPOUNDS AND COMPOSITIONS FOR
DELIVERING ACTIVE AGENTS

Examiner: Maury A. Audet

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action mailed October 3, 2003, please consider the following remarks. This response is accompanied by a Petition for Extension of Time for five months to and including April 5, 2004 (April 3, 2004 fell on a Saturday).

Amendments to the Claims begin on page 2 of this submission.

Remarks begin on page 12 of this submission.

04/08/2004 KBETEMA1 00000059 09762067

01 FC:1202

1170.00 OP